

October 2, 2012

REDACTED – FOR PUBLIC INSPECTION

By Hand & Electronic Filing

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: FairPoint Cost Companies Petition for Price Cap Conversion
Of Their Special Access Services and For Limited Waiver Relief
WC Docket No. 12-71

Dear Ms. Dortch:

On March 1, 2012, the FairPoint Cost Companies (“FairPoint”) filed a Petition seeking waiver of the Commission’s rules to effectuate a conversion to Price Cap regulation for their special access services (the “Petition”).¹ FairPoint requested action on the Petition in sufficient time for the company to make the necessary FCC tariff revisions effective as of January 1, 2013. In discussions with the Wireline Competition Bureau (the “Bureau”) in May, FairPoint requested action in September 2012. In further discussions with the Bureau in September, FairPoint requested action as early as possible in October 2012. At the latter meeting, the staff requested additional information from FairPoint, which is furnished herewith.

FairPoint requested that the Commission afford confidential treatment to certain information included in the Petition, and filed it under seal. That request remains pending. For

¹ See *Wireline Competition Bureau Seeks Comment on the Petition of the FairPoint Cost Companies For Conversion of Their Special Access Services to Price Cap Regulation and For Limited Waiver Relief*, Public Notice, WC Docket No. 12-71, DA 12-525 (rel. April 2, 2012). The “FairPoint Cost Companies” are” Berkshire Telephone Corporation, Big Sandy Telecom, Inc., Bluestem Telephone Company, Chautauqua and Erie Telephone Corporation, Chouteau Telephone Company, Columbine Telecom Company, C-R Telephone Company, The El Paso Telephone Company, Ellensburg Telephone Company, FairPoint Communications Missouri, Inc., Fremont Telcom Co., The Germantown Independent Telephone Company, GTC, Inc., Marianna and Scenery Hill Telephone Company, Odin Telephone Exchange, Inc., The Orwell Telephone Company, Peoples Mutual Telephone Company, Sunflower Telephone Company, Inc., Taconic Telephone Corp., and YCOM Networks, Inc.

Marlene H. Dortch, Secretary

October 2, 2012

Page 2 of 2

REDACTED – FOR PUBLIC INSPECTION

the same reasons articulated when the Petition was filed, FairPoint hereby requests confidential treatment of certain information filed herewith, in the enclosed Supplemental Declaration of Michael T. Skrivan, and in the Excel spreadsheets attached to the Supplemental Declaration of Mr. Skrivan, all of which is marked Confidential. This Confidential Information meets the requirements for confidential treatment contained in Section 0.459 of the Commission's rules, 47 C.F.R. § 0.459. It is competitively sensitive and commercially sensitive as it sets forth proprietary business demand, revenues and cost information that has not previously been made public by FairPoint. Competitors could use this Confidential Information to unfairly compete against FairPoint. FairPoint provides this Confidential Information solely in support of the Petition. If the Commission does not grant this request for confidential treatment, FairPoint respectfully requests that it be permitted to remove the Confidential Information from the record.

The original version of the enclosed Supplemental Declaration of Michael T. Skrivan and accompanying Excel spreadsheets are being filed today under separate cover, marked on each page, **"CONFIDENTIAL – NOT FOR PUBLIC INSPECTION – SUBJECT TO REQUEST FOR CONFIDENTIAL TREATMENT IN WC DOCKET NO. 12-71 BEFORE THE FEDERAL COMMUNICATIONS COMMISSION."** Where Confidential Information is included in a larger text, the relevant portions of the text are marked **"[BEGIN CONFIDENTIAL]"** and **"[END CONFIDENTIAL]."**

Enclosed herewith is the redacted version of these materials, marked on each page, **"REDACTED – FOR PUBLIC INSPECTION."** Confidential Information has been removed. Where confidential information has been removed from a larger text, the relevant portions of the text are marked **"[REDACTED]."** These redacted materials also are being filed electronically today, via ECFS, in the above-captioned docket.

Please direct any questions concerning this matter to me.

Respectfully submitted,

Karen Brinkmann

Counsel for the FairPoint Cost Companies

Enclosures